

REMARKS

Claims 25-39 are pending in the present application. No claims are currently amended. The rejections of claims 25-39 are respectfully traversed. In view of the remarks as forth below, reconsideration is respectfully requested. No new matter has been entered as a result of this response.

I. - Rejection of Claims 25-33, 36 and 39 under 35 U.S.C. 102:

Claims 25-33, 36 and 39 stands rejected under 35 U.S.C. 102 as being anticipated by *Pollalis*. The Examiner asserted that Figures 4 and 11 of *Pollalis* anticipates each and every feature of claims 25-33, 36 and 39. Applicant respectfully disagrees.

Pollalis teaches a task management system which includes a series of interfaces to visually capture a project plan. In this regard, the Examiner specifically refers to Figure 4 which illustrates a sample screenshot of an interface of the task management system, but did not refer to any specific item of Figure 4 which would disclose the features of the claim in question.

In any event, on review of *Pollalis*, the Applicant respectfully disagrees with the Examiner's contention. The Applicant respectfully submit that Figures 4 or 11 does not disclose or directs a person of ordinary skill in the art to each and every feature of the claim, and specifically the feature of

"presentation means presenting a graphical representation of said data, said graphical representation of data including:

- *a report period graphical representing a report period timeline;*
- *a period to date planned line alignable with a selected time on said report period graphic;*

- *a project planned line for each of said at least one project juxtaposed with said report period graphic, said project planned line including a period to date actual bar graph having a length indicating a time to which said project actual amount is planned relative to said report period graphic."*

In an example (Figures 4 and 11) of an interface by *Pollalis*, the interface includes a series of "quantified bars" which represent a time period for the usage or action of a particular resource is illustrated. For example, in Figures 4, it is indicated that "Concrete" is used on day 10 and 11, where as "Formwork" is used on days 1 to 6 for the specific project. Although the interface refers to time periods, these "bars" are visual representations of the timing of a particular task of the project, and not in anyway suggestive of the presently defined feature of a graphical presentation having a report period timeline, wherein the length of a year to date and the actual amount can be directly compared to year to date budget amount for each chosen time period.

As such, *Pollalis* cannot offer an advantages of one embodiment of the present invention which is capable of providing an easy to understand and visually distinctive graphical tool to allow a lay user to compare an actual amount with a budgeted amount. This advantage is of particular relevance as the embodiments of the present invention are specifically useful for distant and indigenous communities unfamiliar with financial management to manage and understand their own finances.

Furthermore, Applicant respectfully submits that the explanation of the anticipation rejection cannot be considered to be within the requirements of MPEP 706. For example, at paragraph 4, the Examiner reiterated the wordings of each claim and asserted that the disclosure of Figures 4 or 11 anticipates the wording of each claim. However, the Applicant cannot identify any such disclosure within Figures 4 or 11 or any of its supporting text which would disclose each and every feature of claims 25- 33, 36 and 39. The Examiner also did not specify on how each disclosure would anticipate the features of the defined invention.

In light of the difference set forth above, the Applicant respectfully submits *Pollalis* does not anticipate each and every feature of the claims. The Applicant also respectfully requests the Examiner to withdraw the present rejections under 35 U.S.C. 103.

II. - Rejection of Claims 34, 35, 37 and 38 under 35 U.S.C. 103:

Claims 34, 35, 37 and 38 have been rejected under 35 U.S.C. § 103 as being unpatentable over *Pollalis* in view of US 6,404,444 (*Johnston*), US 5,291,397 (*Powell*), US 6,453,345 (*Trcka*) and US 2003/0069782 (*Chrisman*). Applicant traverses the rejection and respectfully submits that the references when combined fail to establish the basic requirements of prima facie obviousness.

In relation to the rejections outlined in Paragraphs 6 – 9, the contentions outlined by the Examiner are improper as there is no teaching or suggestion to modify the *Pollalis* to derive the invention defined by any one of these claims. *Pollalis* teaches a project management system which has an interface arranged to display graphical representation of a task for a pre-determined period. In this regard, it cannot be considered reasonable to contend a person of ordinary skill in the art would be motivated or willing to combine the cylindrical styled graphic displays disclosed in *Johnston*, the means for creating a budget plan which includes a full period planned amount disclosed in *Powell*, the graphical alert of *Trcka* or moving a graphic representing an invoice disclosed in *Chrisman* as there is simply no reason to combine these additional features since these additional features serve no useful purpose to the project management system disclosed by *Pollalis*.

Notwithstanding the lack of motivation to combine *Pollalis* with any one of the prior art documents, the Applicants also respectfully submit that it would be unreasonable to contend that there would be chance of success with combining these features with *Pollalis*. This is because the subject matter of *Pollalis* is in project management, whereas the cited documents do not

disclosure systems which operates in this art. As such, it cannot be said that a person of ordinary skill would be able to combine these different features to derive the presently defined invention.

In any event, the Examiner has not provided any justification to the present contention that it would have been obvious for a person of ordinary skill to combine *Pollalis* with each of the documents to derive the presently claimed invention.

Furthermore, Applicant respectfully submits that in contending claims 34, 35, 37 and 38 are obvious, the Examiner has not in any way explained the reasons as to why he contends that the claims in question are obvious other than to state "It would have been obvious to one of ordinary skill in the art at the time of the invention to have modified *Pollalis*" to derive the invention as defined in said claim. In no way did the Examiner explain the reasons with respect to the motivation or technical challenges which would render a combination of *Pollalis* with any one of said documents to be obvious to a person of ordinary skill in the art.

Since the Office Action fails to provide any explanation as to why the inventive features found in claims 25-33, 36 and 39 are unpatentable over *Pollalis*, or in regard to the 35 U.S.C. 103 contention, why or how the invention defined by claims 34, 35, 37 and 38 are obvious to a person of ordinary skill in the art, applicant respectfully submits that the rejection of claims 24-33, 36 and 39 are improper and should be withdrawn.

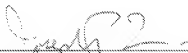
CONCLUSION

If any points remain an issue which the Examiner feels may be best resolved through a telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below. The Examiner is invited and encouraged to telephone the undersigned with any concerns in furtherance of the prosecution of the present application.

Please charge any deficiency as well as any other fee(s) which may become due at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 50-2896.

Respectfully submitted,

April 27, 2010
Dated:


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